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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
GREG BENSON ET AL. : EXAMINER: VON BUHR, M.
SERIAL NO: 09/321,386 :
FILED: MAY 27, 1999 : GROUP ART UNIT: 2125
FOR: BENSON ET AL. v. GINTER ET AL. :

SUPPLEMENTAL 37 CFR 1.607 REQUEST FOR AN
INTERFERENCE

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

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UNIT OF APPEALS
AND INTERFERENCES

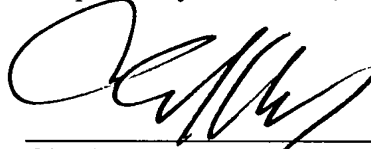
I. 37 CFR 1.607(a)(3) AND 37 CFR 1.607(a)(4)

In response to the November 21, 2003 notice from APJ Lee and upon further consideration of the issue presented therein, Benson agrees with the examiner's view that claim 4 of Benson III is patentably distinct from claim 1 of Benson III. Consequently, in both requests for interference being forwarded to the examiner for consideration, Benson hereby revises the list of claims that it believes should be designated as corresponding to the respective counts. Benson submits that claims 30-32, 34-41, 44-46, 48, 51, 56, 58-66, 68, and 69 of Benson II and claims 1-3, 5-12, 15-17, 19, 22, 27, 29-37, and 39-53 of Benson III should be designated as corresponding to the respective proposed counts. In particular, claims 33, 42, 43, 47, 49, 50, 57, and 67 of Benson II and claims 4, 13, 14, 18, 20, 21, 28, and 38 should not be designated as corresponding to the respective proposed counts.

Regarding U.S. patent Nos. 5,920,861; 6,138,119; 5,982,891; and 6,253,193, Benson submits that none of those patents include claims directed to "specific security control elements." Hence, the claims of the above noted patents that Benson proposed in its

November 20, 2003 requests to be designated as corresponding to the respective proposed counts need not be changed.

Respectfully submitted,



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